

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,)
Plaintiff,)
v.)
DAVID GONZALEZ,)
Defendant.)

PRELIMINARY ORDER OF FORFEITURE

This Court finds that on July 19, 2012, defendant DAVID GONZALEZ pled guilty to Count One of a One-Count Superseding Criminal Indictment charging him with Receipt of Child Pornography, in violation of Title 18, United States Code, Section 2252A(a)(2). Superseding Indictment, ECF No. 25; Plea Memorandum, ECF No. 51; Change of Plea Minutes, ECF No. 52.

This Court finds defendant DAVID GONZALEZ agreed to the forfeiture of the property set forth in Forfeiture Allegation of the Superseding Criminal Indictment. Superseding Indictment, ECF No. 25; Plea Memorandum, ECF No. 51; Change of Plea Minutes, ECF No. 52.

This Court finds, pursuant to Fed. R. Crim. P. 32.2(b)(1) and (2), the United States of America has shown the requisite nexus between property set forth in the Forfeiture Allegation of the Superseding Criminal Indictment and the offense to which defendant DAVID GONZALEZ pled guilty.

1 The following assets are subject to forfeiture pursuant to Title 18, United States Code,
2 Section 2253:

- 3 1. One Black HP Laptop Computer, Serial No. CND00812B5;
4 2. One Blue External Hard Drive, Serial No. 0912560320603590;
5 3. One Maxtor 40 GB Hard Drive, Serial No. EIFRY7FE; and
6 4. any book, magazine, periodical, film, videotape, or other matter which
7 contains any such visual depiction, which was produced, transported,
8 mailed, shipped, or received in violation of Title 18, United States Code,
9 Section 2252A (“property”).

10 This Court finds the United States of America is now entitled to, and should, reduce the
11 aforementioned property to the possession of the United States of America.

12 NOW THEREFORE, IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that
13 the United States of America should seize the aforementioned property.

14 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED all right, title, and interest
15 of DAVID GONZALEZ in the aforementioned property is forfeited and is vested in the United
16 States of America and shall be safely held by the United States of America until further order
17 of the Court.

18 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED the United States of
19 America shall publish for at least thirty (30) consecutive days on the official internet
20 government forfeiture website, www.forfeiture.gov, notice of this Order, which shall describe
21 the forfeited property, state the time under the applicable statute when a petition contesting the
22 forfeiture must be filed, and state the name and contact information for the government
23 attorney to be served with the petition, pursuant to Fed. R. Crim. P. 32.2(b)(6) and Title 21,
24 United States Code, Section 853(n)(2).

25 . . .

26 . . .

1 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED a petition, if any, must be
2 filed with the Clerk of the Court, Bruce R. Thompson U.S. Courthouse and Federal Building,
3 400 South Virginia Street, 3rd Floor, Reno, NV 89501.

4 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED a copy of the petition, if
5 any, shall be served upon the Asset Forfeiture Attorney of the United States Attorney's Office
6 at the following address at the time of filing:

7 Greg Addington
8 Assistant United States Attorney
9 100 West Liberty Street, Suite 600
Reno, NV 89501

10 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED the notice described herein
11 need not be published in the event a Declaration of Forfeiture is issued by the appropriate
12 agency following publication of notice of seizure and intent to administratively forfeit the
13 above-described property.

14 DATED this 27th day of July, 2012.

17 *Howard D. McKibbin*

18 UNITED STATES DISTRICT JUDGE